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PATENT

Attorney Docket No. 8702.0198-00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
)
Jean-Christophe RENAULD et al.) Group Art Unit: 1646
)
Application No.: 09/919,162) Examiner: Dong Jiang
)
Filed: July 31, 2001)
)
For: ISOLATED NUCLEIC ACID) Confirmation No.: 3161
MOLECULES WHICH ENCODE A)
SOLUBLE IL-TIF RECEPTOR OR)
BINDING PROTEIN WHICH)
BINDS TO IL-TIF/IL-22, AND)
USES THEREOF)

**Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450**

Sir:

RESPONSE TO NOTICE TO COMPLY WITH SEQUENCE REQUIREMENTS

In response to the communication mailed February 15, 2007, Applicants submit the following remarks. The response is due March 15, 2007, and is timely filed.

The Office asserts that this application fails to comply with the requirements of the sequence rules (37 C.F.R. §§ 1.821-1.825). Office communication at 1. Specifically, the Office asserts "SEQ ID NO:5 (775 nucleotides) in the paper copy of the 'Sequence Listing' is not the same as the SEQ ID NO:5 (776 nucleotides) in the computer readable form." *Id.* Applicants respectfully disagree.

The most recent sequence listing was filed on April 26, 2006. At that time, Applicants filed a paper copy of the sequence listing together with a computer readable form ("CRF"). When filing the paper and CRF copies of the sequence listing, Applicants' representative declared "that to the best of his knowledge, the computer readable form of sequence listings and the paper copy are identical to each other and to sequence information as filed. No new information is believed presented." The CRF filed April 26, 2006, is available on Public PAIR as the 8th version of the CRF ("8th CRF"). The 8th CRF is the same as the paper copy version of the sequence listing filed April 26, 2006, including SEQ ID NO:5, which is 775 nucleotides in the 8th CRF, just as it is in the April 26, 2006, paper copy of the sequence listing. Thus, it appears that the Office was not using the April 26, 2006, version of the CRF when it analyzed the sequence listing. Applicants believe the paper and CRF copies of the sequence listing filed April 26, 2006, comply with the sequence listing rules and that it is, therefore, not necessary to provide a substitute CRF, substitute paper copy of the sequence listing, or a statement that the content of the paper and CRF copies are the same.

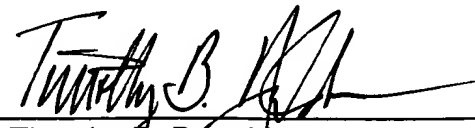
Please grant any extensions of time required to enter this response and charge any additional required fees to our deposit account 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: March 15, 2007

By:



Timothy B. Donaldson
Reg. No. 43,592



Notice to Comply

091919, 162

Examiner

Art Unit

NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES

Applicant must file the items indicated below within the time period set the Office action to which the Notice is attached to avoid abandonment under 35 U.S.C. § 133 (extensions of time may be obtained under the provisions of 37 CFR 1.136(a)).

The nucleotide and/or amino acid sequence disclosure contained in this application does not comply with the requirements for such a disclosure as set forth in 37 C.F.R. 1.821 - 1.825 for the following reason(s):

- ☐ 1. This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998).
- ☐ 2. This application does not contain, as a separate part of the disclosure on paper copy, a "Sequence Listing" as required by 37 C.F.R. 1.821(c).
- ☐ 3. A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 C.F.R. 1.821(e).
- ☐ 4. A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 C.F.R. 1.822 and/or 1.823, as indicated on the attached copy of the marked -up "Raw Sequence Listing."
- ☐ 5. The computer readable form that has been filed with this application has been found to be damaged and/or unreadable as indicated on the attached CRF Diskette Problem Report. A Substitute computer readable form must be submitted as required by 37 C.F.R. 1.825(d).
- ☒ 6. The paper copy of the "Sequence Listing" is not the same as the computer readable form of the "Sequence Listing" as required by 37 C.F.R. 1.821(e).
- ☐ 7. Other:

Applicant Must Provide:

- ☒ An initial or substitute computer readable form (CRF) copy of the "Sequence Listing".
- ☒ An initial or substitute paper copy of the "Sequence Listing", as well as an amendment directing its entry into the specification.
- ☒ A statement that the content of the paper and computer readable copies are the same and, where applicable, include no new matter, as required by 37 C.F.R. 1.821(e) or 1.821(f) or 1.821(g) or 1.825(b) or 1.825(d).

For questions regarding compliance to these requirements, please contact:

For Rules Interpretation, call (703) 308-4216

For CRF Submission Help, call (703) 308-4212

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